

**MINUTES OF THE REGULAR MEETING OF THE
CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

November 7, 2017

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:20 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios, Sotelo-Solis.

Administrative Officials present: Dalla, Deese, Denham, Duong, Manganiello, Morris-Jones, Parra, Raulston, Roberts, Rodriguez, Stevenson, Vergara, Williams, Ybarra.

Others present: Student Representative Erika Gastelum.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC COMMENTS

Cindy Gompers Graves, South County Economic Development Council, expressed gratitude to City Council for their partnership in hosting the 13th Annual South County Economic Development Elected Officials Reception held on September 28th at the Pier 31 Marina in National City.

James Slade, Carlos Aguirre, Brian Krepps and Josie Flores Clark, reported on the success of the 13th Annual Employee Picnic event held on September 22nd and expressed appreciation to the City Council, business sponsors and committee members for a great event.

Salvador Candia, representing Hispanic Heritage Organization, expressed appreciation for the opportunity to perform cultural dances at the State of the City event.

PRESENTATIONS

**COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2017
(102-10-12)**

1. SDG&E Annual Update. (Vanessa Mapula Garcia, Senior Public Affairs Manager)
2. Presentation on New Street Name Signs. (Engineering/Public Works)

INTERVIEWS / APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

3. Interviews and Appointments: Veterans and Military Families Advisory Committee. (City Clerk)

ACTION: Talisin Burton was interviewed.

Motion by Cano, seconded by Mendivil to table the item to the next meeting. Carried by unanimous vote.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 4 (NCCM), Item No. 5 (Minutes), Item Nos. 6 through 13 (Resolution Nos. 2017-207 through 2017-214), Item No. 14 (Report), Item Nos. 15 and 16 (Warrant Registers). Motion by Cano, seconded by Mendivil, to approve the Consent Calendar. Carried by unanimous vote.

MUNICIPAL CODE 2017 (506-2-32)

4. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

APPROVAL OF THE MINUTES (103-2-1)

5. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF OCTOBER 3, 2017 AND SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY OF OCTOBER 3, 2017. (City Clerk)

ACTION: Approved. See above.

CONTRACT (C2015-42)

NOTICES OF COMPLETION / CIP PROJECTS (910-1-4)

6. Resolution No. 2017-207. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK PERFORMED BY KINSMAN CONSTRUCTION COMPANY, INC. FOR THE POLICE DEPARTMENT BUILDING IMPROVEMENTS PROJECT, CIP NO. 15-06; 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$1,127,648.27; 3) RATIFYING THE RELEASE OF RETENTION IN THE AMOUNT OF \$5,527.43; AND 4) AUTHORIZING THE MAYOR TO SIGN THE NOTICE OF COMPLETION FOR THE PROJECT. (Engineering/Public Works)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2016-44)

NOTICES OF COMPLETION / CIP PROJECTS (910-01-04)

7. Resolution No. 2017-208. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK PERFORMED BY C.S. LEGACY, INC. FOR THE PARADISE CREEK EDUCATIONAL PARK PROJECT, CIP NO. 16-08; 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$645,854.89; 3) RATIFYING THE RELEASE OF RETENTION IN THE AMOUNT OF \$31,233.49; AND 4) AUTHORIZING THE MAYOR TO SIGN THE NOTICE OF COMPLETION FOR THE PROJECT. (Engineering/Public Works)

ACTION: Approved. See above.

CONTRACT (C2016-59)

NOTICES OF COMPLETION / CIP PROJECTS (910-1-4)

8. Resolution No. 2017-209. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK PERFORMED BY PALM ENGINEERING CONSTRUCTION COMPANY, INC. FOR THE DIVISION STREET TRAFFIC CALMING PROJECT, CIP NO. 16-09; 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$937,370.62; 3) AUTHORIZING THE RELEASE OF RETENTION IN THE AMOUNT OF \$46,868.53; AND 4) AUTHORIZING THE MAYOR TO SIGN THE NOTICE OF COMPLETION FOR THE PROJECT. (Engineering/Public Works)

ACTION: Approved. See above.

CONTRACT (C2017-64)

9. Resolution No. 2017-210. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AUTHORIZING THE MAYOR TO EXECUTE A TWO-YEAR AGREEMENT WITH CHEN RYAN ASSOCIATES, INC. FOR A NOT-TO-EXCEED AMOUNT OF \$1,000,000 TO PROVIDE ON-CALL PROJECT SUPPORT SERVICES FOR NATIONAL CITY'S CAPITAL IMPROVEMENT PROGRAM (CIP), INCLUDING, BUT NOT LIMITED TO, CIVIL ENGINEERING; TRAFFIC ENGINEERING; TRANSPORTATION, BICYCLE, PEDESTRIAN, AND SAFE ROUTES TO SCHOOL PLANNING; GRANTS MANAGEMENT; AND, GEOGRAPHIC INFORMATION SYSTEM; AND 2) AUTHORIZING THE CITY MANAGER TO EXECUTE ANY PROJECT-SPECIFIC SUPPLEMENTAL AGREEMENTS, AS MAY BE REQUIRED FOR GRANT FUNDED PROJECTS. (Engineering/Public Works)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

ENCROACHMENT AGREEMENT ADMIN 2016 - 2020 (903-14-10)

10. Resolution No. 2017-211. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING AND AUTHORIZING THE MAYOR TO SIGN AN ENCROACHMENT PERMIT AGREEMENT WITH KD12, LLC, TO CONSTRUCT A RETAINING WALL INTO A PUBLIC UTILITY EASEMENT IN THE SOUTHERLY THREE FEET OF THE LOT LOCATED ADJACENT TO THE WESTERLY SIDE OF THE PROPERTY AT 910 E. 12TH STREET. (Engineering/Public Works)

ACTION: Approved. See above.

POLICE DEPT ADMIN (302-4-1)

EQUIPMENT / VEHICLE PURCHASE ADMIN (209-1-1)

11. Resolution No. 2017-212. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, WAIVING THE FORMAL BID PROCESS CONSISTENT WITH NATIONAL CITY MUNICIPAL CODE SECTION 2.60.260 REGARDING COOPERATIVE PURCHASING AND AUTHORIZING THE CITY (BUYER) TO PIGGYBACK ON 1) THE STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES CONTRACT #1-15-23-14A, SUPPLEMENT 1, TO AWARD THE PURCHASE AND BUILD-OUT OF SIX (6) FULLY EQUIPPED POLICE VEHICLES TO FOLSOM LAKE FORD IN AN AMOUNT NOT TO EXCEED \$338,619.64; 2) THE COUNTY OF SAN DIEGO DEPARTMENT OF PURCHASING AND CONTRACTING CONTRACT #553982 TO AWARD THE PURCHASE OF POLICE RADIOS FOR THE SIX (6) NEW PATROL VEHICLES TO THE REGIONAL COMMUNICATIONS SYSTEM (RCS) VENDOR, MOTOROLA SOLUTIONS, INC., IN AN AMOUNT NOT TO EXCEED \$27,729.91. (Engineering/Public Works)

ACTION: Approved. See above.

MIS DEPT ADMIN (1104-1-14)

12. Resolution No. 2017-213. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY WAIVING THE BID PROCESS BY PIGGYBACKING ON NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICERS (NASPO) CONTRACT MNWNC-122, AND AUTHORIZING THE PURCHASE OF NIMBLE ENTERPRISE STORAGE FROM DIMENSION DATA NORTH AMERICA, INC. FOR AN AMOUNT NOT TO EXCEED \$154,499. (MIS)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

HUMAN RESOURCES DEPT ADMIN (1104-1-02)

13. Resolution No. 2017-214. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY REMOVING THE HOME DELIVERED MEALS DRIVER FROM THE PART-TIME AND SEASONAL EMPLOYEE GROUP SALARY SCHEDULE WITH A SALARY RANGE OF \$9.95 - \$12.10 HOURLY (RANGE PT059), AND ADDING THE CLASSIFICATION TO THE SALARY SCHEDULE FOR THE MUNICIPAL EMPLOYEES ASSOCIATION EMPLOYEE GROUP WITH A SALARY RANGE OF \$10.14 - \$12.10 HOURLY (RANGE 047). (Human Resources)

ACTION: Approved. See above.

FINANCIAL MANAGEMENT 2017-2018 (204-1-33)

14. Investment transactions for the month ended August 31, 2017. (Finance)

ACTION: Approved. See above.

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

15. Warrant Register #13 for the period of 09/20/17 through 09/26/17 in the amount of \$1,818,430.49. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2017 – JUNE 2018 (202-1-32)

16. Warrant Register #14 for the period of 09/27/17 through 10/03/17 in the amount of \$2,018,561.05. (Finance)

ACTION: Ratified. See above.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

NON CONSENT RESOLUTIONS

CITY MANAGER / REPORTS ADMIN (1104-01-12)

17. Resolution No. 2017-215. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY SUPPORTING THE CONTINUATION OF THE FEDERAL DEFERRED ACTION FOR CHILDHOOD ARRIVALS (DACA) PROGRAM AND ENCOURAGING CONGRESS TO CREATE A PERMANENT PATH TO LEGAL RESIDENCY FOR DACA RECIPIENTS. (City Manager)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Rios, seconded by Sotelo-Solis, to adopt the Resolution. Carried by unanimous vote.

NON CONSENT RESOLUTIONS (cont.)

CONTRACT (C2015-70)

18. Resolution No. 2017-216. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ESTABLISHMENT OF A REVENUE BUDGET OF \$5,523,602 FOR FACILITIES LEASE PROCEEDS TO FINANCE THE ENERGY SERVICES AGREEMENT (ESA) IMPLEMENTATION COSTS AS: 1) AN ENERGY SAVINGS PROJECT APPROPRIATION OF \$5,403,308 FOR THE ESA IMPLEMENTATION COSTS; AND 2) AN APPROPRIATION OF \$120,294 FOR ISSUANCE COSTS OF THE FACILITIES LEASE. (Engineering/Public Works) **COMPANION ITEM #19**

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Mendivil, seconded by Cano to adopt the Resolution. Carried by unanimous vote.

CONTRACT (C2015-70)

19. Resolution No. 2017-217. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING 1) THE ESTABLISHMENT OF FACILITIES MAINTENANCE FUND DEBT SERVICE APPROPRIATIONS TOTALING \$363,286 FOR THE FISCAL YEAR 2018 PRINCIPAL AND INTEREST PAYMENTS FOR THE FACILITIES LEASE ISSUED TO FUND THE ENERGY SERVICES AGREEMENT (ESA) IMPLEMENTATION COSTS 2) A TRANSFER OF \$363,286 FROM THE GENERAL FUND TO THE FACILITIES MAINTENANCE FUND USING GENERAL FUND BALANCE. (Engineering/Public Works) **COMPANION ITEM #18**

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

NEW BUSINESS

CITY MANAGER / REPORTS ADMIN (1104-01-12)

20. Continuation of staff's report to City Council on strategies for building and maintaining positive relationships in support of immigrants to include: a request for City Council direction on the creation of an Ad-Hoc Committee or City Manager's Working Group. (City Manager)

RECOMMENDATION: Appoint an Ad-Hoc Committee.

TESTIMONY: None.

ACTION: Motion by Morrison, seconded by Cano, to move forward with a City Managers Working Group that will look within our existing framework and resources and come back with a draft policy. Carried by unanimous vote.

NEW BUSINESS (cont.)

CITY MANAGER / REPORTS ADMIN (1104-1-12)

21. Continued discussion of the policy and standards for interns and volunteer council representatives working in the offices of the City Council; and consideration of the response memorandum submitted by Councilmember Cano and its recommendation for the development of a Council Policy. (City Manager)

RECOMMENDATION: Consider development of Council Policy.

TESTIMONY: Claudia Gonzalez, Council Representative for Mona Rios, expressed appreciation for acknowledgement by City Council members of the importance of community volunteers.

ACTION: Motion by Cano, seconded by Mendivil, to come back with a Draft Policy. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Sotelo-Solis. Nays: Rios. Abstain: None. Absent: None.

CITY MANAGER / REPORTS ADMIN (1104-1-12)

22. Discussion of City Council Regular Meeting Schedule. (City Manager)

RECOMMENDATION: Review available options for Council consideration.

TESTIMONY: None.

ACTION: There was extensive discussion. No action was taken.

B. COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY

C. REPORTS

STAFF REPORTS – None.

MAYOR AND CITY COUNCIL

Vice Mayor Mendivil complimented the Employee Picnic, the State of the City and Tower of Terror events and spoke about the various efforts and strategies being used in the region to address the homeless.

Member Sotelo-Solis shared some observations about how homeless are being addressed in other areas of the county, congratulated the City Manager's Halloween Luncheon and the volunteers from Sweetwater and Southwestern for participating in the Tower of Terror.

Member Rios praised the Employee Halloween Luncheon Event and reported that she accepted, on behalf of the City, an Orchid Award from the San Diego Architecture Foundation for the design of the National City Aquatic Center.

Member Cano offered kudos to the Engineering Department for street improvements, and the Neighborhood Services Department for addressing the motorhome issue. Member Cano inquired about the enforcement timeline for the new Sign Ordinance.

MAYOR AND CITY COUNCIL (cont.)

Mayor Morrison highlighted the many events that have occurred in the City including KABOOM playground project sponsored by Dr. Pepper, the Employee Halloween Luncheon, Employee Picnic, Halloween Tower of Terror at the Fire Department and the State of The City Address that featured Unsung Hero's from the Community

CLOSED SESSION

The Meeting adjourned into Closed Session at 8:58 p.m. (See attached Exhibit 'L')

ADJOURNMENT

The meeting was adjourned in honor of James Grier, Jr.

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - November 21, 2017 - 6:00 p.m. - Council Chambers - National City, California.



City Clerk

The foregoing minutes were approved at the Regular Meeting of April 3, 2018



Mayor

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

CITY COUNCIL OF THE CITY OF NATIONAL CITY

Main Conference Room
Civic Center
1243 National City Boulevard
National City, California

Special Meeting - Tuesday, November 7, 2017 – 4:30 p.m.

ROLL CALL

CITY COUNCIL

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

1. Public Hearing and Adoption of an Ordinance of the City Council of the City of National City amending the Downtown Specific Plan (Applicant: City-Initiated Land Use Amendment) (Case File 2017-24A) (Planning)

CLOSED SESSION

2. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section 54956.9(d)(4)
Three Potential Cases
3. Conference with Legal Counsel – Potential Litigation
Significant Exposure to Litigation under Government Code Section 54956.9(d)(4)
Notice of Intent to Sue for Violations of Clean Water Act & Notice of Imminent and Substantial Endangerment and Intent to Sue for Violations of the Resource Conservation and Recovery by International Boundary and Water Commission and Veolia Water North America- West, LLC.

ADJOURNMENT

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - November 7, 2017 - 6:00 p.m. - Council Chambers - National City, California.